

FILED

**United States Court of Appeals
Tenth Circuit**

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

November 29, 2010

**Elisabeth A. Shumaker
Clerk of Court**

KEITH ELMO DAVIS,

Plaintiff - Appellant,

v.

MELVIN HOLLY; LATIMER COUNTY
BOARD OF COUNTY
COMMISSIONERS,

Defendants - Appellees.

No. 10-7083

(D.C. No. 6:09-CV-00252-JHP-SPS)

(E.D. Okla.)

ORDER

The matter of appellant's motion to dismiss is before the court. The motion is granted. *See* Fed. R. App. P. 42(b).

A copy of this order shall stand as and for the mandate of this court.

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk